

Virginia Attorney General's Office Medicaid Fraud Control Unit



VIRGINIA'S MEDICAID FRAUD CONTROL UNIT RESOLVES CRIMINAL PENALTIES AND CIVIL DAMAGES INVOLVING HOME HEALTH CARE FRAUD

Dr. Jocelynn Mayuga was a pediatrician in Ashburn, Virginia. An investigation of Dr. Mayuga revealed that from September 2008 to August 2011, she took part in the Virginia Medicaid Consumer-Directed Care Program under which services were provided to her autistic son. The claims for services included personal care and respite care. Respite care is designed to provide temporary, substitute care for a Medicaid recipient that is normally provided by family or another unpaid caregiver of the recipient. These services are provided on a short term basis because of the emergency absence or need for routine or periodic relief of the primary caregiver.

While Medicaid was billed for 60 hours of services per week ostensibly by the Medicaid recipient's grandmother, the investigation revealed that the grandmother was abroad and could not have provided care.

On June 28, 2013, in Fairfax General District Court, Dr. Jocelynn Mayuga pled *nolo contendere* to one count of petit larceny. She was later found guilty in accordance with her plea.

The federal government and the Virginia Medicaid Fraud Control Unit reached an agreement to resolve Dr. Mayuga's civil liability under the False Claims Act and the Virginia Fraud Against Taxpayers Act. Virginia's federal and state share of the settlement is \$202,443.57, representing a treble damages recovery.

If you suspect that Medicaid fraud or elder abuse and neglect has occurred in a Medicaid facility or has been committed by someone working for a Medicaid provider, immediately contact Adult Protective Services and your law enforcement office. Then, report the incident to the Medicaid Fraud Control Unit (MFCU) of the Office of the Virginia Attorney General at

1-800-371-0824 or

1-804-371-0779

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VIRGINIA ATTORNEY GENERAL'S OFFICE MEDICAID FRAUD CONTROL UNIT

The Commonwealth From Corner to Corner

Welcome Attorney General Herring!

Mark Herring was elected Attorney General of Virginia and sworn into office on January 11, 2014. As attorney general, he is responsible for overseeing an office of more than 425 employees.

As Attorney General, Mark Herring will ensure the powers of the office are used to fairly represent and protect all Virginians.

Prior to serving as Attorney General, he served eight years in the Senate of Virginia, representing parts of Loudoun and Fairfax Counties.

Throughout his career in the legislature, he worked to bring technology-based economic development to the Northern Virginia region, helped secure transportation funding for needed local road projects, and made both state and local governments more accountable to the citizens of Virginia. He led efforts to protect our children by cracking down on emerging threats to their safety, working closely with law enforcement and prosecutors to keep dangerous new synthetic drugs off the shelves. He championed legislation to target those who would commit financial scams against Virginia seniors and as a member of Governor Bob McDonnell's Domestic Violence and Response Advisory Board, he advanced legislation to strengthen penalties for acts of domestic violence.

Mark Herring has lived most of his life in Loudoun County. After receiving bachelor's and master's degrees from the University of Virginia, he graduated with honors from the University of Richmond School of Law before returning to Loudoun and establishing a successful law practice in Leesburg.

In 1999, he began his career in public service as a member of the Loudoun County Board of Supervisors representing the Leesburg District. He served as chairman of the Land Use Committee and developed a record as a strong advocate for economic development and road improvements that created jobs and transportation solutions for citizens.

General Herring and his wife, Laura, have been married for 24 years. They have two children, daughter Peyton, 21, and son Tim, 17. They are members of the Leesburg Presbyterian Church.



*Virginia Attorney General
Mark R. Herring*

The Virginia MFCU's Community Outreach Coordinators will soon be coming to a church, club or civic group near you! Here's a partial schedule of the upcoming presentations on Medicaid Fraud and Elder Abuse & Neglect:



Randy Davis, MFCU's Eastern Virginia Community Outreach Coordinator, addresses Virginia's oldest AARP Chapter, Richmond #69, founded in 1958, informing members on our efforts to combat elder abuse and neglect wherever Medicaid dollars are being spent.

March 10 AARP Chamberlayne, Chapter 390

1:45 p.m. Ebenezer Baptist Church, 216 West Leigh Street,
Richmond, VA

April 2 Fairfax Agency on Aging

12:00 noon Pennino Building, 10th Floor, Virginia Room
12011 Government Center Parkway, Fairfax, VA

April 14 Providence United Methodist Church Retirees

11:00 a.m. Providence United Methodist Church
901 South Providence Road, Richmond, VA

April 29 Senior Awareness Day

10:30 a.m. Timberlake United Methodist Church
21649 Timberlake Road. Lynchburg, VA

What if you suspect fraud by a Medicaid Recipient?

Please contact the Department of Medical Assistance Services (DMAS).

Recipient fraud may include:

- the deliberate failure to report income or to disclose resources
- unreported change in household member composition
- uncompensated asset transfer
- Medicaid card sharing, prescription fraud and drug diversion

Non-fraud examples are:

- eligibility errors due to recipient misunderstanding
- agency errors
- when Medicaid-covered services continue during the appeal process and the agency's cancellation action is upheld

When the investigation confirms that an individual received Medicaid services fraudulently, the claims paid on the recipient's behalf are determined and the overpayment amount is identified. Recipient fraud cases may be prosecuted by the local Commonwealth's Attorney's Office or in Federal court when joint investigations are involved.

The MFCU is statutorily prohibited from investigating Medicaid recipient fraud.

1-866-486-1971 or
804-786-1066

By mail:

Department of Medical Assistance Services
Recipient Audit Unit
600 East Broad Street
Suite 1300
Richmond, Virginia 23219



Learn More and Connect with Us on Social Media

Check out the new Virginia Medicaid Fraud Control Unit's Facebook page today at www.facebook.com/VAMFCU to keep up with the latest news on Medicaid Fraud from across the Commonwealth and the nation. While there, you can also access detailed information about MFCU, including our mission, awards, and contact information. View and download photos of our recent visits to community organizations. Watch videos and check our calendar of events for upcoming presentations in your area. And, don't forget to click the "like" button if you want to join our list of friends. You may also follow us on Twitter at www.twitter.com/VaMFCU, and Pinterest at www.pinterest.com/VAMFCU

Request a presentation on Medicaid Fraud for your church, club or civic group: Contact Randy Davis (Central/Western Virginia) at 804-786-7750 or Katelyn Melo (Tidewater) at 804-786-0594 today.



OFFICE OF THE ATTORNEY GENERAL OF VIRGINIA

Medicaid Fraud Control Unit Elder Abuse and Neglect Squad



Created in 2008 as part of the Medicaid Fraud Control Unit, the Attorney General's Office Elder Abuse & Neglect Squad investigates and prosecutes cases of patient abuse and neglect wherever Medicaid dollars are being spent.

The Squad's goal is to make sure Virginia's Medicaid patients get the highest quality of care possible in their own homes, a nursing home or assisted living facility.

Signs of Elder Abuse and Neglect

- Bruises, welts, scratches, bites, cuts
- Fearful, withdrawn, apathetic
- Restlessness, shift in bed or chair
- Absence of visitors
- Unsanitary or unsafe housing
- Inappropriate or inadequate clothing
- Malnourished
- Lack of needed supervision
- Unattended medical condition
- Lack of needed dentures, glasses, hearing aids or medication

Office of the Attorney General
Attention: Elder Abuse & Neglect Squad
900 East Main Street
Richmond, VA 23219

MFCU: mail@oag.state.va.us
ag.virginia.gov
Facebook.com/VAMFCU

Order Materials for Your Community

Contact us at:
MFCU_mail@oag.state.va.us or by
telephone, 1-800-371-0824, to order
brochures, tip cards for first responders,
elder abuse and neglect flyers.



**900 East Main Street
Richmond, VA 23219**

Phone: 1-800-371-0824

or 1-804-371-0779

Fax: 1-804-786-3509

E-mail:

MFCU_mail@oag.state.va.us

Also, find us at <http://tinyurl.com/VAMFCU>

For more information, additional copies, or to be placed on our distribution list to receive quarterly copies of this newsletter, please contact:

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